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#12

In re Application of :
Samuel J. Danishefsky et al :
Serial No.: 09/641,742 : WITHDRAWAL OF ABANDONMENT
Filed: August 18, 2000 :
Attorney Docket No.: 2003080-0054 :

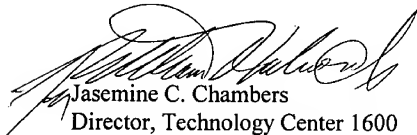
This is in response to the petition under 37 CFR 1.181, filed November 12, 2002, and refiled September 18, 2003, requesting revival of the above-identified application based on timely reply to an Office action. The delay in acting on this petition is regretted.

A review of the file history shows the examiner mailed a first Office action to applicants on February 12, 2002, setting a one month shortened statutory time period for reply. Upon failure to receive a reply the examiner mailed a Notice of Abandonment to applicants on October 21, 2002. Applicants state that they replied to the Office action on April 12, 2002, by facsimile transmission authorizing the charging of a one month extension of time fee to a Deposit Account. The original reply has not been located and the copy of the reply included with the petition will be used. It is also noted that the petition filed November 12, 2002, has now been located and placed in the file. In view of the evidence of timely reply the Notice of Abandonment is withdrawn and the application is restored to a pending status with the mailing of this decision.

Applicants' petition is **GRANTED**.

The application will be forwarded to the examiner for further consideration. The petition fee paid of \$130.00 for the petition under 37 CFR 1.183 will be credited to applicants' Deposit Account No. 03-1721, as directed.

Should there be any questions regarding this decision, please contact William R. Dixon, Jr., by mail addressed to Director, Technology Center 1600, PO BOX 1450, ALEXANDRIA, VA 22313-1450, or by telephone at (703) 308-3824 or by facsimile transmission at (703) 305-7230.


Jasmine C. Chambers
Director, Technology Center 1600